



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

US EPA RECORDS CENTER REGION 5



463253

REPLY TO THE ATTENTION OF:

January 31, 2003

Cuyohoga Chemical Company
Attn: Paul Moffat
3470 West 140th Street
Cleveland, OH 44111-2431

Dear Sir or Madam:

On December 20, 2002, U.S. EPA sent out letters offering a number of parties an opportunity to enter into a *de minimis* settlement with the United States to resolve alleged liability under the Comprehensive Environmental Response Compensation and Liability Act (CERCLA) for all past response costs incurred by the United States at the CRS Site and for anticipated future response costs which the United States expects it may incur at that Site. Enclosed with that letter was a copy of the Administrative Order on Consent (Consent Order) which will express the agreements of the settling parties.

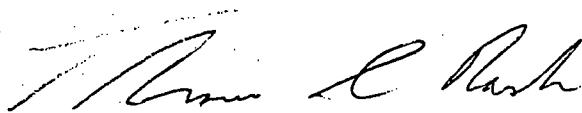
The letter stated the sum U.S. EPA was prepared to accept to settle its claims against the party you represent, **Cuyahoga Chemical Co.** The letter also provided instructions and invited you to send a signature page, signed by someone authorized to commit funds on behalf of the party you represent in order to resolve this matter. U.S. EPA is still prepared to settle its claims against you for **\$27,800.00**.

U.S. EPA has not yet received a signature page from you. If you or the party you represent have already sent a signature page, please call me at 312-886-0552 to determine whether or not that signature page has been received. U.S. EPA is sending letters now to all parties who received the first letter, but have not yet sent in signature pages. Another copy of the *de minimis* settlement Order has been enclosed so you may review the terms of this offer and send in your signed signature page.

U.S. EPA is now setting a deadline by which time parties who have not already done so must send in signed signature pages if they wish to enter into this *de minimis* settlement. You must send in your signature page by **February 14, 2003**, if you wish to enter into this *de minimis* settlement. Please call me at 312-886-0552 if you have any questions.

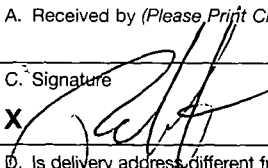
The enclosed Consent Order contains provisions for contribution protection and a covenant not to sue. The enclosed Consent Order, when fully executed, with the signature pages of all settling PRPs, will be forwarded to U.S. Department of Justice for approval, and notice of the terms of the settlement will be published in the Federal Register. After this notice, and consideration of comments received, the terms of the Order will become final and effective. Please note that the terms of the Order itself provide that the sum paid to the United States in settlement does not become due until the effective date of the Order. U.S. EPA will inform you at that time when the Order becomes final and effective, and will send you instructions regarding payment at that time. Please do not send payment until you receive those instructions. Please call me at 312-886-0552 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas C. Nash".

Thomas C. Nash
Associate Regional Counsel

enclosure

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		A. Received by (Please Print Clearly) B. Date of Delivery 2/3/03	
1. Article Addressed to: Cuyohoga Chemical Company Attn: Paul Moffat 3470 West 140 th Street Cleveland, OH 44111-2431		C. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
2. Article Number (Transfer from service label) 7001 0320 0006 0176 4775		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
PS Form 3811, March 2001		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
Domestic Return Receipt		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
OFFICIAL USE	
Postage	\$ 1.00
Certified Fee	1.75
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	2.30
Total Postage & Fees	\$ 5.11
Sent To	Cuyohoga Chemical Company Attn: Paul Moffat 3470 West 140 th Street Cleveland, OH 44111-2431
Street, Apt. No., or PO Box No.	
City, State, ZIP+4	
PS Form 3800, Janu	

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JAN 31 2003
USPS
D. Sheppard